



Linda S. Adams
Secretary for
Environmental Protection



Department of Toxic Substances Control

Maureen F. Gorsen, Director
700 Heinz Avenue
Berkeley, California 94710-2721



Arnold Schwarzenegger
Governor

October 24, 2008

To Whom It May Concern:

**NOTICE OF FINAL HAZARDOUS WASTE FACILITY PERMIT DECISION –
EVERGREEN OIL, INC. – DAVIS, 44561 ROAD 30-B, DAVIS, CALIFORNIA,
EPA ID No. CAD 982446874**

In accordance with the requirements of California Code of Regulations, title 22, section 66271.14, the Department of Toxic Substances Control (DTSC) is issuing this Notice of Final Hazardous Waste Facility Permit Decision (Notice) for the following facility:

Evergreen Oil, Inc. – Davis
44561 Road 30-B
Davis, California 95616
EPA ID No. CAD 982446874

This Final Standardized Hazardous Waste Facility Permit authorizes Evergreen Oil, Inc. to continue to store and transfer used oil, waste antifreeze, non-RCRA wastewater, and solid wastes contaminated with oil at its facility located 44561 Road 30-B in Davis, California. On August 1, 2008, DTSC published a public notice in the Davis Enterprise to announce the start of a 45-day public comment period to solicit comments on the Draft Permit and the Draft Negative Declaration. The public comment period ended on September 15, 2008. Public comments were received by electronic mail and postal mail.

DTSC has prepared a Response to the Comments (RTC) document and made some changes to the Draft Permit. The RTC document and the DTSC memorandum to file listing the changes from the draft to the final Permit are available for formal public review at the repositories listed at the end of this Notice.

The Final Standardized Hazardous Waste Facility Permit, Series B, becomes effective on November 24, 2008 unless a review is requested pursuant to the California Code of Regulations, title 22, section 66271.18. Any person who filed comments on the draft permit or participated in the public hearing may petition DTSC to review any conditions of the permit decision. Any person who failed to file comments on the draft permit may petition for administrative review only to the extent of the changes from the draft to the final permit. The petition shall

include a statement of the reasons supporting that review, including a demonstration that any issues being raised were raised during the public comment period to the extent required by the regulations and when appropriate, a showing that the condition in question is based on:

1. A finding of fact or conclusion of law which is clearly erroneous, or
2. An exercise of discretion or an important policy consideration which DTSC should, in its discretion, review.

A petition must be postmarked no later than December 24, 2008, and must be submitted to:

Mr. Watson Gin, Deputy Director
Hazardous Waste Management Program
Department of Toxic Substances Control
P.O. Box 806
Sacramento, California 95812-0806

A copy of the petition should also be sent simultaneously to:

Mr. Ray Leclerc, P.E., Team Leader
Permit Renewal Team
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, California 95826-3200

A copy of the complete administrative record for this permit decision is available for review at DTSC's Berkeley office at:

Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710
Contact: Ms. Lule Varela at (510) 540-3800 for an appointment

Copies of the Final Permit, the RTC document, the DTSC memorandum listing the changes made to the draft Permit, a redline/strikeout version of the Permit that shows the changes from the Draft Permit to the Final Permit, and the CEQA Notice of Exemption are also available for review at:

Mary L. Stephens Branch Library
315 E 14th Street
Davis, California 95616
Call (530) 757-5593 for hours

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These documents are also available at DTSC's website: www.dtsc.ca.gov.

DTSC would like to thank everyone who participated in this permitting process. Please bring this notice to the attention of all persons whom you know would be interested in this matter. If you have any questions, please contact Mr. Alfred Wong at (510) 540-3946 or awong@dtsc.ca.gov.